

**A RESOLUTION AUTHORIZING THE REFUND OF CERTAIN TAXES**

Reference is made to the schedule of "Taxpayers and Refunds Requested" attached to the Docket for consideration of the City Council. On the basis of that schedule, which is incorporated herein, the following facts are found:

1. The City-County Tax Collector has collected certain taxes from the taxpayers set out on the list attached to the Docket.
2. The City-County Tax Collector has certified that those taxpayers have made proper demand in writing for refund of the amounts set out on the schedule within the required time limits.
3. The amounts listed on the schedule were collected through either a clerical or assessor error.

NOW, THEREFORE, BE RESOLVED by the City Council of the City of Charlotte, North Carolina, in regular session assembled this 24th day of January, 1994 that those taxpayers listed on the schedule of "Taxpayers and Refunds Requested" be refunded in the amounts therein set ut and that the schedule and this resolution be spread upon the minutes of this meeting.

Approved as to form:

  
City Attorney

Read, approved, and adopted by the City Council of the City of Charlotte, North Carolina, in a regular session convened on the 24th day of January, 1994, the reference having been made in Minute Book 103 and recorded in full in Resolution Book 32, page(s) 83-85.

Brenda Freeze  
City Clerk

**TAXPAYERS AND REFUNDS REQUESTED  
LESS THAN \$100**

<b>Name</b>	<b>Amount of Refund</b>
Quest Group Inc	52.20
Hunter G.I.S. Inc	24.94
Crouch M F & W S Neel	57.44
Bailey Louis Polk	19.52
Elling Theodore William	39.52
Minton Arthur Harrell	22.92
Lowder Investment	26.02
Idlewild Investment Co	93.88
Fleet Credit Corp	19.74
Compounding Technology	99.65
Compounding Technology	59.04
Austin Cade L. & WF Betty R	10.70
<b>Total</b>	<b><u>\$655.67</u></b>

**TAXPAYERS AND REFUNDS REQUESTED  
MORE THAN \$100**

<u>Name</u>	<u>Amount of Refund</u>
Crow-Klein-Miller #2	\$ 1,882.74
Connecticut Mutual Life	7,316.21
Charlotte Capital	7,384.59
Idlewild Investment Co	121.92
Compounding Technology Inc	111.58
Compounding Technology Inc	129.94
All Tune & Lube	201.15
Zucker Family Trust The	179.76
<b>Total</b>	<b><u>\$17,327.89</u></b>

*[Faint signature]*  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

*[Faint signature]*  
CITY MANAGER

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Scarborough and seconded by  
Councilmember Wheeler for the adoption of the following  
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the construction of US 521 from Providence Road West to the future I-485 (Charlotte Outer Loop); and,

WHEREAS, said Department of Transportation and the Municipality of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions for the relocation and adjustment of municipally-owned water lines located along the project; and

WHEREAS, the Municipality agrees to reimburse the Department of Transportation for the cost of said work estimated to be \$57,044.00 with reimbursement to be made in a lump-sum amount upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project R-2242 B, Mecklenburg County, it is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Brenda R. Freeze, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the 24th day of January, 1994.

WITNESS, my hand and the official seal of said Municipality on this the 25th day of January, 1994.

(SEAL)

Brenda R. Freeze  
CLERK  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

APPROVED AS TO FORM

BY:

[Signature]  
CITY ATTORNEY

COPY OF A RESOLUTION PASSED BY THE CITY COUNCIL  
OF THE CITY OF CHARLOTTE, NORTH CAROLINA

A motion was made by Councilmember Scarborough and seconded by  
Councilmember Wheeler for the adoption of the following  
Resolution, and upon being put to a vote was duly adopted:

WHEREAS, the North Carolina Department of Transportation has prepared and adopted plans for the construction of the Charlotte Outer Loop interchange with Johnston Road Extension; and,

WHEREAS, said Department of Transportation and the Municipality of Charlotte propose to enter into an agreement whereby said Department will include in its construction contract provisions to relocate and adjust certain municipally-owned water and sewer lines and to install a new 16-inch sewer line located along the project; and

WHEREAS, the Municipality agrees to reimburse the Department of Transportation for the cost of said work estimated to be \$131,897.00 with reimbursement to be made in a lump-sum amount upon completion of the work.

NOW, THEREFORE, BE IT RESOLVED that Project R-0211 DD, Mecklenburg County, it is hereby formally approved by the City Council of the Municipality of Charlotte and that the Mayor and Clerk of this Municipality are hereby empowered to sign and execute the Agreement with the Department of Transportation.

I, Brenda R. Freeze, Clerk of the Municipality of Charlotte, do hereby certify that the foregoing is a true and correct copy of excerpts from the Minutes of the meeting of the City Council duly held on the 24th day of January, 1994.

WITNESS, my hand and the official seal of said Municipality on this the 25th day of January, 1994.

(SEAL)

Brenda R. Freeze  
CLERK  
MUNICIPALITY OF CHARLOTTE  
NORTH CAROLINA

APPROVED AS TO FORM

By: [Signature]  
CITY ATTORNEY

Rec'd 1/18/94

A RESOLUTION AUTHORIZING CONDEMNATION PROCEEDINGS  
FOR THE ACQUISITION OF CERTAIN REAL PROPERTY

WHEREAS, the City Council of The City of Charlotte finds as a fact that it is necessary to acquire certain property as indicated below for the Carmel Road Widening Project; and

WHEREAS, the City either in good faith has undertaken to negotiate for the purchase of this property but has been unable to reach an agreement with the owners for the purchase price or, after reasonable diligence, has been unable to locate all the parties in interest, and has, therefore, been unable to negotiate a purchase price;

NOW, THEREFORE, BE IT RESOLVED by the City Council of The City of Charlotte, that condemnation proceedings are hereby authorized to be instituted against the property indicated below, under the authority and procedures of the laws of the State of North Carolina:

Parties in Interest

H. Ray Burleson; Martha W. Burleson; Archie C. Walker, Trustee; Wachovia Mortgage Corporation, Beneficiary; H. G. Hoak, Trustee; Wachovia Bank & Trust Company, N. A., Beneficiary; Margaret C. England, Trustee; Wachovia Mortgage Company, Beneficiary, Any Other Parties in Interest

Property Description

2,747 square feet for fee-simple; 3,792.93 square feet for temporary construction easement; and any additional property or interest as the City may determine to complete the project, as it relates to Tax Parcel No. 211-173-01

Appraised Value

\$ 15,900.00 or such appraised value as may be determined based upon the takings required by the final construction plans.

IT IS FURTHER RESOLVED that the appraised value of the property is hereby authorized to be deposited in the Office of the

Clerk of Superior Court, Mecklenburg County, North Carolina, together with the filing of the Complaint and Declaration of Taking.

Approved as to form:

Henry W. Underhill Jr.  
City Attorney

CERTIFICATION

I, Brenda R. Freeze, City Clerk of The City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a Resolution adopted by the City Council of The City of Charlotte, North Carolina, in regular session convened on the 24th day of January, 1994, and the reference having been made in Minute Book 103, ~~XXXXXXX~~ and recorded in full in Resolution Book 32, Page(s) 88-89.

WITNESS my hand and the corporate seal of The City of Charlotte, North Carolina, this the 25th day of January, 1994.

Brenda R. Freeze  
City Clerk

A RESOLUTION AUTHORIZING THE CITY OF CHARLOTTE TO SUPPORT ESTABLISHMENT OF A WORKERS COMPENSATION SELF-INSURANCE PROGRAM BY TRANSIT MANAGEMENT OF CHARLOTTE, INC. AND AUTHORIZING THE DIRECTOR OF TRANSPORTATION TO EXECUTE ALL NECESSARY DOCUMENTS INCLUDING A GENERAL CONTRACT OF INDEMNITY FORM FOR A SURETY BOND FROM AETNA CASUALTY AND SURETY COMPANY.

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WHEREAS, ATE Management and Service Company, Inc./Transit Management of Charlotte, Inc. (ATE/TMC) is contractually responsible for providing Workers Compensation coverage for all TMC employees and,

WHEREAS, the City is likewise contractually obligated to reimburse TMC for all expenses related to Workers Compensation coverage and,

WHEREAS, the City's Division of Insurance and Risk Management has determined that significant cost savings can be realized by TMC converting to self-insured coverage of workers compensation and,

WHEREAS, the contract between ATE/TMC and the City has been amended to allow for such coverage in lieu of a standard insurance policy.

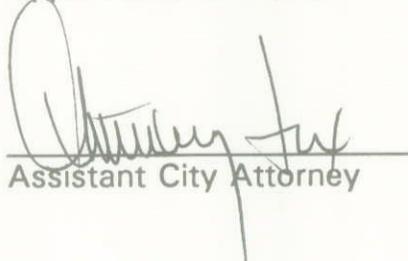
NOW, THEREFORE, BE IT RESOLVED that the City support ATE/TMC's creation of a workers compensation self-insurance program.

2. The Director of Transportation is authorized to execute all necessary documents required for conversion to a self-insurance program including a General Contract of Indemnity form to obtain a surety bond from AETNA Casualty and Surety Company.

3. This Resolution is effective immediately upon its adoption.

The motion made by Councilmember McCrory and seconded by Councilmember Scarborough for adoption of said Resolution, and upon being put to vote was duly adopted.

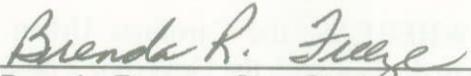
Approved as to form:

  
Assistant City Attorney

CERTIFICATION

I, Brenda Freeze, City Clerk of the City of Charlotte, North Carolina, do hereby certify that the foregoing is a true and exact copy of a resolution adopted by the City Council of the City of Charlotte, North Carolina, in meeting held on the 24th day of January, 1994, and recorded in full in Resolution Book 32, beginning on Page 90-91

WITNESS my hand and the corporate seal of the City of Charlotte, North Carolina, this the 25th day of January, 1994.

  
Brenda Freeze, City Clerk